

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

WP(C).No. 25678 of 2004(F)

PETITIONERS:

- 1. PALU, AGED 69 YEARS,S/O. OUSEPH,
ARIMBUR ADAMBAKULAM HOUSE,KODANNUR,THRISSUR.**
- 2. A.O.VARGHESE,S/O. OUSEPH,
ARIMBUR ADAMBAKULAM HOUSE,KODANNUR,THRISSUR.**
- 3. PAULOSE,S/O. ANTHONY,
KANNAMPUZHA HOUSE,KODUNGALLUR,THRISSUR.**

BY ADV. SRI.RENJITH THAMPAN

RESPONDENTS:

- 1. PARALAM GRAMAPANCHAYAT REP. BY
SECRETARY,P.O.AMMADAM,THRISSUR.**
- 2. DIRECTOR OF PANCHAYAT,
C/O. THE DIRECTOR OF PANCHAYAT,
THIRUVANANTHAPURAM.**
- 3. DEPUTY DIRECTOR OF PANCHAYAT,THRISSUR.**

**BY ADV. SRI.G.SREEKUMAR (CHELUR) --- R1
GOVERNMENT PLEADER SRI. K.V. MANOJ**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WP(C) NO: 25678/2004 F

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE SETTLEMENT DEED NO.1 234/1961 OF URAKAM SUB REGISTRY IN FAVOUR OF THE P1.

EXT.P2. COPY OF THE SETTLEMENT DEED NO. 1236/1961 OF URAKAM SUB REGISTRY INFAVOUR OF THE P2.

EXT.P3. COPY OF THE SURVEY SKETCH OF LAND IN SY. NO. 95/01 OF KODANNUR VILLAGE.

EXT.P4. COPY OF THE SURVEY SKETCH OF LAND IN SY. NO. 96 OF KODANNUR VILLAGE.

EXT.P5. COPY OF THE BASIC TAX ASSESSMENT REGISTER OF SY. NO. 95/01 AND 96.

EXT.P6. COPY OF THE SALE DEED NO. 2496/04 DT. 1/6/2004.

EXT.P7. COPY OF THE SALE DEED EXECUTED ON 14/11/02.

EXT.P8. COPY OF THE NOTICE BY THE HEAD SURVEYOR TO THE PETITIONERS DT. 5/7/04.

EXT.P9. COPY OF THE REPRESENTATION FILED BY THE PETITIONERS BEFORE THE HEAD SURVEYOR, CHERPY, DT. 13/07/04.

EXT.P10. COPY OF THE LETTER DT. 13/7/04 BY THE R1 PANCHAYAT.

EXT.P11. COPY OF THE OBJECTION FILED BY THE PETITIONER DT. 13/7/04.

EXT.P12. COPY OF THE NOTICE ISSUED BY THE PANCHAYAT TO THE P1 DT. 17/08/04.

EXT.P12A. COPY OF THE NOTICE BY THE PANCHAYAT TO THE P2 DT. 17/08/04.

EXT.P12B. COPY OF THE NOTICE BY THE PANCHAYAT TO THE P3 DT. 17/8/04.

EXT.P13. COPY OF THE APPEAL FILED BY THE PETITIONERS U.S. 276 OF THE PANCHAYAT RAJ ACT DT. 19/8/04.

True copy

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KURIAN JOSEPH J.

W.P.(C) No.25678 of 2004

Dated 6th July, 2007.

J U D G M E N T

The writ petition is filed mainly with the following prayers :-

- (i) "Call for the records leading to Ext.P12 series and issue a writ in the nature of certiorari quashing the same.
- (ii) issue a writ in the nature of mandamus commanding the 1st respondent to consider and pass orders on Ext.P13 representation within such time as may be fixed by this Hon'ble Court and until then stay all the further proceedings pursuant to Ext.P11 series notices."

There will be a direction to the first respondent to consider Ext.P13 with notice to the petitioners and pass appropriate orders thereon in accordance with law within a period of four months from the date of receipt of a copy of the judgment. The interim order passed by this Court will continue till such time.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 200

J U D G M E N T

Dated 6th July, 2007.